IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

LAND ACQUISITION REFERENCE NO.43 OF 1979

The Spl.Land Acquisition
Officer (Highways)

And

Herbertsons Ltd. ...Claimants

And

The Executive Engineer ...Acq.Body

.....

Ms.Pratibha Mehta i/b Little & Co. for Claimants.

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CORAM: A.M.KHANWILKAR, J.

OCTOBER 4, 2005.

P.C.

1. Counsel for the Claimants states that inspite of repeated reminders given to the Claimants, the Claimants have not come forward to file any affidavit or submit any evidence in support of their claim for enhanced compensation. She submits that the Claimants are unable to produce any evidence in support of their claim for enhanced compensation. If it is so, this Court

will have no option but to dispose of the reference answering the same against the claimants for want of evidence. In other words, as no evidence has been produced in support of the claim for enhanced compensation, the reference ought to fail and is answered against the claimants. Ordered accordingly.

A.M.KHANWILKAR, J.